CENTCOM 017452

31-2007-021-00001

30767

DEPARTMENT OF THE ARMY
HEADQUARTERS, 213TH AREA SUPPORT GROUP
LSA ANACONDA
BALAD, IRAQ, APO AE 09391

AFRC-ASG-JA   25 January 2008

MEMORANDUM FOR SGT   (b)(3), (b)(6)   2-320 FA, LSA Anaconda, Balad, Iraq, APO
AE 09391

SUBJECT: Memorandum of Opinion, Claim of   (b)(6)   ır File Number 31-
2007-021.

1. **Identifying data:** Claim filed by   (b)(6)   , wife of the Decedent and
   (b)(6)   cousin of decedent.

2. **Date and place the incident occurred giving rise to the claim:** 2 July 2005, Yethrib, Salah
Eddine, Iraq.

3. **Amount of claim and date filed:** $25,000 USD; 20 October 2005.

4. **Jurisdiction:** This claim was made pursuant to the Foreign Claims Act, 10 USC §2734, as
implemented by Army Regulation 27-20, chapter 10. Said claim was timely presented in
accordance with the statue.

5. **Facts:** Killed by U.S. gunfire.

6. **Opinion:** In accordance with AR 27-20, paragraph 10-3, claims arising directly or indirectly
from combat activities of the U.S. Armed Forces are not payable under the provision of the
Foreign Claims Act.

7. **Recommendation:** For the reasons stated above, this claim must be denied payment under
the provisions of the Foreign Claims A

(b)(3), (b)(6)

ıⅬ⊥, ʋ⁄ᐸ
Administrative Law Attorney

WIFE ~~#~~/#1   (b)(6)   (BENEFICIARY)

Claims Form   cousin on behalf   (b)(6)

To: United States Army Foreign Claims Commission   (b)(6)

From: Name: _____ (b)(6)

      Address: Balad,   (b)(6)

I am

     a.   A citizen and national of: Iraq
     b.   A permanent resident of : Iraq
     c.   Employed by: _____
     d.   Check one ( ) An insurer (✓) Not an insurer
     e.   Check one ( ) A subrogee (✓) Not a subrogee

I hereby make a claim against the United States Government for damages or injuries caused by: (Name, Organization, Military Department, Address, Telephone Number)

gn Language Forces

The property damaged is owned by: (If the claim is made as an agent, parent, or guardian, attach a power of attorney or other evidence of authori~~----~~ ~~----~~ ustaining the damage or injuries.)

My Cousin   (b)(6)

My claim arose at: Yethrib   Balad   Iraq
                 (Town)   (City)   (Country)

My claim arose on: 2   7   2005
                 Month   Day   Year

Give a brief statement of the accident or incident on which the claim for damages to property or for personal injury is based. (Use back of this sheet if necessary.)

At 7/2/2005 in morning I was ___ ___ ___ ___ of Persons include my Cousin ((b)(6)   who is Killed by U.S forces when we arrived to oil station because the forces shoted the fire on us and led to Kill my Cousin.

_____ Describe nature and extent of property damage or personal injury sustained as a result of the above incident.

Large damage

31-2007-021-00003

List in detail the amount of property damage and itemized expenses resulting from the property damage or personal injury: (Attach bills and receipts, if applicable.)

Item	Amount
Killed of My Consin	25000 $

Total: 25000 $

I was insured to the following extent against the damage or injuries I have sustained:

The name and address of my insurer (if any) is:

_____

(Name)   (Address)

I claim as damages: (Indicate amount in U.S. dollars and local currency)

$ 25000   local 40000 000 I.D

_____

(Signature of Claimant)

Subscribed before me this ____ day of _____, 200__.

_____

(Print Name)

_____

(Signature)

Pages 5 through 6 redacted for the following reasons:
- -
FOREIGN LANGUAGE DOCUMENT

Balad Court

Subj. _Experience Report_

Claimant   (b)(6)

Based upon the decision of Balad investigation judge to elected me as expert to estimate the damages which happened by American Forces when they attacked the claimant's Cousin when they were in a drive and when they arrived the oil Station, U.S Forces Shoted them and killed the claimant's Cousin.

After my site visit to this ▬▬ and my reading to the file of this claim and the statements of the witness I estimate the damages as clear in the following table:-

S	Details	Qua.	Price$	Amount $
1	Killed of My Cousin	A person	25000	25000
2				
3				
4				
5				
6				
7				
8				

TOTAL PRICES = $ 25000 $

Expert

Pages 8 through 13 redacted for the following reasons:
- -
FOREIGN LANGUAGE DOCUMENT, (b)(6)

(b)(6), Foreign Language Text

Foreign Language Text

Foreign Language Text

Foreign Language Text

CENTCOM 017465

30774

31-2007-021-00014
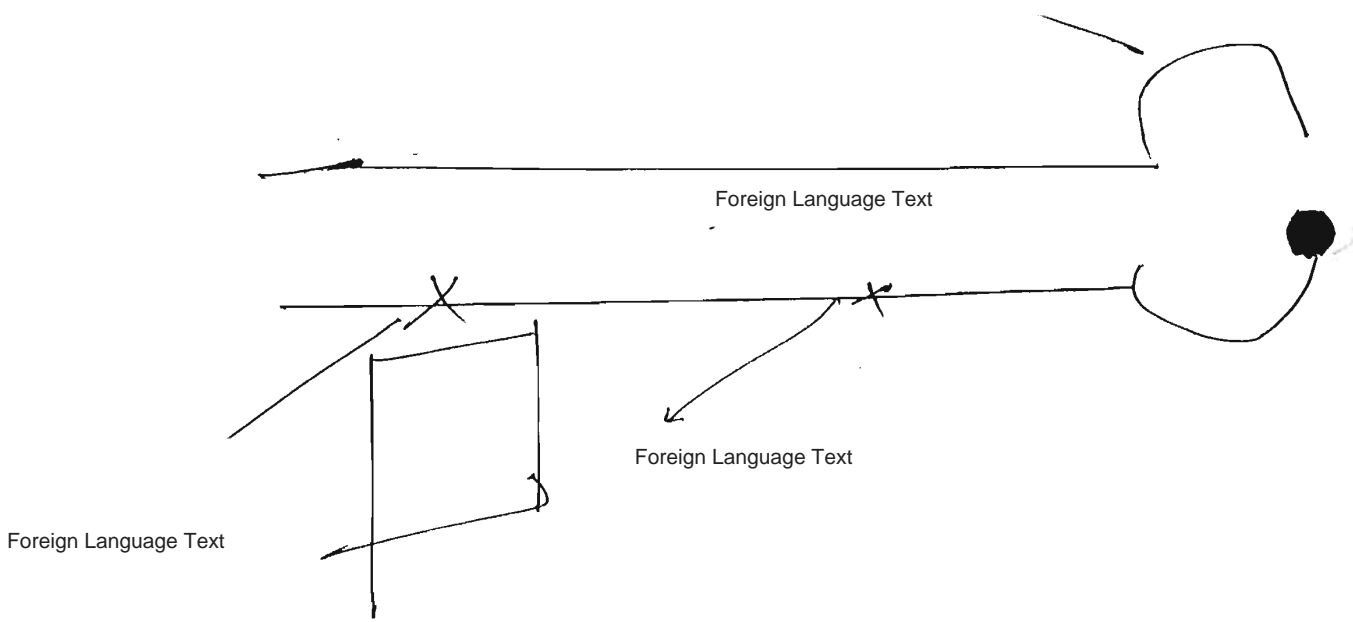
Page 15 redacted for the following reason:
- - - - - - - - - - - - - - - - - - - -
FOREIGN LANGUAGE DOCUMENT, (b)(6)

Foreign Language Text, (b)(6)

Pages 17 through 20 redacted for the following reasons:
- -
FOREIGN LANGUAGE DOCUMENT, (b)(6)

Foreign Language Text, (b)(6)

Pages 22 through 25 redacted for the following reasons:
- -
FOREIGN LANGUAGE DOCUMENT, (b)(6)

IP Report

Pages 27 through 29 redacted for the following reasons:
- -
FOREIGN LANGUAGE DOCUMENT, (b)(6)

30781

(b)(6), Foreign Language Text